## Ch. 325

## LAWS OF MARYLAND

- [(a)] (I) An annuity which shall be the actuarial equivalent of his accumulated contributions at the time of his retirement; and
- [(b)] (II) A pension of two thirds of his average final compensation, but in no event shall his total accidental disability retirement allowance exceed his average final compensation.
- (B) ANY MEMBER RETIRED UNDER THE PROVISIONS OF SUBSECTION (4A) OF THIS SECTION PRIOR TO JULY 1, 1973, WHOSE RETIREMENT ALLOWANCE WAS REDUCED EFFECTIVE OCTOBER 1, 1986, SHALL HAVE THE RETIREMENT ALLOWANCE RESTORED TO ITS FORMER AMOUNT IN EFFECT ON OCTOBER 1, 1986, WITH APPROPRIATE RECOMPUTATION OF COST-OF-LIVING ADJUSTMENTS.

## Article 88B - State Police

53.

- (d) (1) Upon retirement for ordinary disability a member shall receive a service retirement allowance if he or she has attained the age of 50, otherwise he or she shall receive an ordinary disability retirement allowance which shall be computed as one forty-fifth of his or her average final compensation for each of the first 25 years of creditable service and one ninetieth of his or her average final compensation for each year after the first 25 years of creditable service, but in no event shall the total retirement allowance be less than 35 percent of his or her average final compensation.
- (2) Effective July 1, 1973, the provisions of this subsection are applicable to members who retired prior to July 1, 1973.
- (3) Upon the death of any member who has retired on an ordinary disability allowance:
- (i) There shall be paid to the surviving spouse, if he leaves a surviving spouse, one half of his retirement allowance; or
- (ii) If there is no eligible surviving spouse, or if an eligible surviving spouse dies before the youngest child of the deceased member shall have attained the age of eighteen, then one half of the deceased member's retirement allowance shall be paid to his child or children, under said age, divided in such manner as the board in its discretion shall determine, to continue as a joint and survivorship pension for the benefit of the child or children under said age until every child dies or attains said age.